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November 14, 2018

Via electronic mail

Honorable Henry T. Wingate
501 East Court Street, Suite 6.750
Jackson, MS 39201
wingate_chambers@mssd.uscourts.gov

**RE: *Barnhardt, et al. v. Meridian Municipal Separate School District, et al., C.A.*
No. 4:65-cv-1300-HTW-LRA 1300(E) (S.D. Miss)**

Dear Judge Wingate:

Plaintiffs John Barnhardt, *et al.*, respectfully submit this response to Defendant Meridian Public School District's ("the District") Objections to Plaintiffs' Amended Notice of Deposition of Meridian Public School District (ECF No. 105), filed on October 31, 2018, in the above-captioned matter.

On November 5, 2018, counsel for the parties participated in a meet-and-confer call regarding these objections. Plaintiffs' position is that the District's objections were resolved during this call, apart from the objections relating to questions about academic achievement topics. The parties agreed that their respective positions regarding the relevancy of Plaintiffs' requests for information on academic achievement have been fully briefed. The Court's decision on Plaintiff's pending motion to compel (ECF No. 86) will resolve the question whether the information listed in Academic Achievement topics 2 through 7 is relevant to this litigation. Plaintiffs refused the District's request to not ask deponents questions regarding academic achievement or to provide a list of anticipated questions about academic achievement in advance of the deposition.

The District had a number of objections related to the time period covered by the topics. (ECF No. 105, Faculty and Staff Objections 5, 6, 8; Student Assignment Objections 1, 2, 5, 7, 12; Academic Achievement Objections 2–7). For those objections, Plaintiffs agreed to focus their deposition questions to cover the following time periods: 1969 to 1981 and 2013 to the present. Regarding Defendant's Student Assignment Objection 6, the District represented that the Superintendent would probably be able to testify to that topic.



Finally, the parties agreed that to the extent Plaintiffs' counsel had questions about specific incidents involving law enforcement on campus, Plaintiffs would provide the witness with documentation of the incident produced by the District.

Respectfully Submitted,

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Counsel for Private Plaintiffs



CERTIFICATE OF SERVICE

I hereby certify that on the 14th day of November 2018, I electronically filed the foregoing with the Clerk of the Court using the ECF system, which sent notification of such filing to all counsel of record.

/s/ Natasha Merle

Natasha Merle

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